

Introduced by Senator Torlakson

February 18, 2005

An act to add Article 5 (commencing with Section 89090) to Chapter 1 of Part 55 of, and to add Article 4 (commencing with Section 92630) to Chapter 6 of Part 57 of, the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 569, as introduced, Torlakson. Public postsecondary education: California State University and University of California: disclosure of alumni names and addresses.

Existing law establishes the California State University, administered by the Trustees of the California State University, and the University of California, administered by the Regents of the University of California, as 2 of the segments of public postsecondary education in this state.

This bill would prescribe criteria for the disclosure of the names and addresses of alumni of the California State University and the University of California. The bill would require that these names and addresses of alumni be disclosed only to provide those persons with informational materials relating to the university and its programs and activities; to provide those persons, or the trustees or the regents, and the alumni associations with beneficial commercial opportunities; or to promote and support the educational mission of the university, the trustees or the regents, or the alumni associations.

The bill would authorize this disclosure only if the trustees or regents, or the alumni associations, have a contractual agreement with a commercial entity that maintains control over this data that requires the commercial entity to maintain the confidentiality of the names and addresses of the alumni, and that prohibits the commercial entity from

using the information for any purposes other than those described, and the disclosure of alumni names and addresses does not include the names and addresses of alumni who have directed the trustees or regents, or an alumni association, not to disclose their names or addresses.

The bill would apply to the University of California only to the extent that the regents act, by resolution, to make it applicable.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 5 (commencing with Section 89090) is
2 added to Chapter 1 of Part 55 of the Education Code, to read:

3
4 Article 5. Alumni

5
6 89090. (a) The trustees and alumni associations may
7 distribute the names and addresses of alumni of the California
8 State University in order to accomplish any or all of the
9 following:

10 (1) To provide those persons with informational materials
11 relating to the university and its programs and activities.

12 (2) To provide those persons, the trustees, and the alumni
13 associations with commercial opportunities that provide a benefit
14 to those persons, or to the trustees or the alumni associations.

15 (3) To promote and support the educational mission of the
16 university, the trustees, or the alumni associations.

17 (b) The disclosures authorized in subdivision (a) shall be
18 permitted only if both of the following requirements are met:

19 (1) The trustees or the alumni associations have a contractual
20 agreement with a commercial entity that maintains control over
21 this data that requires the commercial entity to maintain the
22 confidentiality of the names and addresses of the alumni, and that
23 prohibits the commercial entity from using the information for
24 any purposes other than those described in subdivision (a).

25 (2) The disclosure of alumni names and addresses does not
26 include the names and addresses of alumni who have directed the
27 trustees or an alumni association not to disclose their names or
28 addresses.

1 SEC. 2. Article 4 (commencing with Section 92630) is added
2 to Chapter 6 of Part 57 of the Education Code, to read:

3
4 Article 4. Alumni
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6 92630. (a) The regents and alumni associations may distribute
7 the names and addresses of alumni of the University of
8 California in order to accomplish any or all of the following:

9 (1) To provide those persons with informational materials
10 relating to the university and its programs and activities.

11 (2) To provide those persons, the regents, and the alumni
12 associations with commercial opportunities that provide a benefit
13 to those persons, or to the regents or the alumni associations.

14 (3) To promote and support the educational mission of the
15 university, the regents, or the alumni associations.

16 (b) The disclosures authorized in subdivision (a) shall be
17 permitted only if both of the following requirements are met:

18 (1) The regents or the alumni associations have a contractual
19 agreement with a commercial entity that maintains control over
20 this data that requires the commercial entity to maintain the
21 confidentiality of the names and addresses of the alumni, and that
22 prohibits the commercial entity from using the information for
23 any purposes other than those described in subdivision (a).

24 (2) The disclosure of alumni names and addresses does not
25 include the names and addresses of alumni who have directed the
26 regents or an alumni association not to disclose their names or
27 addresses.

28 92630.5. This article shall apply to the University of
29 California only to the extent that the regents act, by resolution, to
30 make it applicable.